

United States District Court

WESTERN DISTRICT PENNSYLVANIA

DERRICK RANKINE Civil Action # OH-100ERIE.

VS.

SUPERINTENDENT FOLINO ET AL.

CLERK
U.S. DISTRICT COURT

Plaintiff's AFFIDAVIT IN SUPPORT OF MOTION FOR A
DEFAULT JUDGMENT.

Plaintiff DERRICK RANKINE, SWEARS UNDER OATH
and the PENALTY OF PERJURY pursuant to 28 U.S.C.A. § 1746, that all the following ARE true and
CORRECT:

(1) THE DEFENDANTS ARE CORRECT THAT PLAINTIFF DID
NOT FILE A PRE-TRIAL MOTION AND PLAINTIFF WILL
BE UNABLE TO FILE A PRE-TRIAL MOTION UNTIL
THE DEFENDANTS RETURN PLAINTIFF LEGAL MATERIALS
THAT WERE STOLEN BY THE DEFENDANTS ON FEBRUARY
11, 2005.

(2) THE DEFENDANTS HAVE BEATEN, TORTURED, STARVED,
FREEZED and ABUSED PLAINTIFF FROM JANUARY
20, 2004 TO MAY 4, 2005.

(3) ON DECEMBER 20, 2004, DEFENDANTS TOLD JUDGE
BAXTER THAT PLAINTIFF FILED 192 GRIEVANCES, BEGIN-
NING THE DEFENDANTS TO STOPPED THE ABOVE TORTURE
YET BETWEEN DECEMBER 20, 2004, TH TO MAY
4, 2005, THE DEFENDANTS INCREASED THE ABOVE
TORTURE.

(4) BETWEEN DECEMBER 20, 2004 TO FEBUARY 11, 2005, PLAINTIFF WAS BEATEN, SLAPPED, PUNCHED, KICKED, DENIED MEALS AND WATER, GIVEN MEALS THAT WERE SPIT IN, DENIED SHOWER, DENIED ACCESS TO THE YARD AND THREATENED DAILY BY THE DEFENDANTS.

(5) PLAINTIFF WAS INJECTED WITH A CHEMICAL BY THE DEFENDANTS TO INDUCE LIVER FAILURE IN AN ATTEMPT TO KILLED PLAINTIFF.

(6) AFTER PLAINTIFF STARTED VOMITING BLOOD AND PASSING BLOOD IN, PLAINTIFF'S URINE AND FECES DAILY, PLAINTIFF WAS DENIED ALL MEDICAL CARE, AND ALLOWED TO BLEED, WHILE THE DEFENDANTS CHANTED DIE, DIE, DIE.

(7) ON FEBRUARY 11, 2005, THE DEFENDANTS GAVE INMATE GEORGE VICK, PLAINTIFF'S DINNER AND ORDERED INMATE VICK TO FLOOD PLAINTIFF'S CELL.

(8) AFTER INMATE VICK FLOODED PLAINTIFF'S CELL, THE DEFENDANTS GOT DRESS IN THEIR RIOT GEAR AND ORDERED PLAINTIFF OUT OF PLAINTIFF'S CELL.

(9) PLAINTIFF WRIST AND ANKLES WERE SUMMARILY BROKEN BY THE DEFENDANTS. (b) PLAINTIFF WAS PUNCHED, KICKED, STRIPPED, HUMILIATED AND THEN TAKEN TO HB-5 CELL. (c) PLAINTIFF WAS DENIED ALL MEALS AND

WATER FROM 02/08/05 TO 02/18/05 (d) PLAINTIFF'S
LEGAL MATERIALS WERE CONFISCATED AND HAVE NOT
BEEN RETURNED TO PLAINTIFF AS YET.

- (10) PLAINTIFF WAS FREEZED AND DENIED CLOTHING
FROM 02/11/05 TO 02/18/05.
- (11) PLAINTIFF WAS DENIED ALL MEDICAL CARE BY THE
DEFENDANTS.
- (12) PLAINTIFF WAS DENIED MEALS RANDOMLY AND
DENIED WATER BETWEEN FEBRUARY 18, 2005 TO
MAY 4, 2005.
- (13) BETWEEN APRIL 26, 2005 TO MAY 4, 2005, PLAINTIFF
WAS DENIED ALL MEALS AND WATER, EVEN THOUGH
PLAINTIFF WAS PASSING BLOOD, AND GETTING WEAK.
IV. IN APRIL 2005, THE DEFENDANTS HAD PLAINTIFF
INJECTED WITH THE HEPATIC C. GERMS, WHICH IS
AND CAUSED PLAINTIFF TO ITCH ALL OVER NIGHT AND DAY.
- (14) PLAINTIFF IS BEEN AND WAS DENIED ALL MEDICATIONS
TO STOP THIS ITCHING, BY DEFENDANTS AND
PRISON OFFICIALS HERE AT SCI-FAYETTE
- (15) UPON ARRIVING AT SCI-FAYETTE, PLAINTIFF WAS
GIVEN 975 MG OF IRON DAILY FOR FOUR MONTHS
TO REPAIR AND REVERSE THE DAMAGE TO PLAINTIFF
LIVER AND BLOOD LOST. SEE PLAINTIFF'S EXHIBITS 1
AND 2.

- (17) Plaintiff would like to file a pre-trial statement but Plaintiff needs Plaintiff's legal material that were removed from Plaintiff's cell on JUNE 21, 2004 and FEBUARY 11, 2005, by the defendants; to file this pre-trial statement.
- (18) The defendants have refused to return ed these legal materials from February 11 2005 to the present.
- (19) Each time Plaintiff asked for the return of the above legal material, Plaintiff was told to "GET A COURT ORDER OR DIE."
- (20) WHEREFORE, the Court should enter a default judgment of \$15,000,000 against all defendants collectively or in the alternative order the defendants to return Plaintiff's legal and allow Plaintiff two weeks from the date Plaintiff's legal material is return to file a pre-trial motions.

Respectfully Submitted
Dominick Rankine

EU 5850

SCI - FAUETTE

P.O. BOX 9999

LABELLE PA 15450

01/07/07.

United States District Court
Western District Pennsylvania
Derrick Rankine Civil Action# OH-100-Erie
VS.
Superintendent Folino et.al.

Proof of Service.

Plaintiff Derrick Rankine, SWEARS under
oath and THE PENALTY OF PERJURY PURSUANT
to 28 U.S.C.A § 1746, that A CORRECT OF
THE WITHIN AFFIDAVIT IS BEEN SERVED ON
Mr. KEMAL MERICLI, OFFICE OF ATTORNEY GEN-
ERAL, C. MANOR COMPLEX, 564 Forbes Ave
Pittsburgh PA 15219.

Respectfully Submitted
Derrick Rankine
EU 5850.

SCI-FAYETTE
P.O. Box 9999
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01/07/07.